

## Message Text

UNCLASSIFIED

PAGE 01     BERN 03441 021340Z

44

ACTION VOE-00

INFO OCT-01 EUR-12 ISO-00 /013 W  
----- 100832

R 021024Z AUG 76

FM AMEMBASSY BERN

TO SECSTATE WASHDC PRIORITY 2967

UNCLAS BERN 3441

E.O. 11652: N/A

TAGS: CVIS, SZ

SUBJECT: ILLEGITIMATE CHILDREN OF FATHERS UNDER SECTION  
101(B)(I)(B)-22CFR 42.1, NOTE 2.3

REF: STATE 188437

FOLLOWING INFORMATION FOR ANALYSIS AND USE BY DEPARTMENT  
IN PREPARING FURTHER RECOMMENDATION TO HOUSE JUDICIARY  
SUBCOMMITTEE:

1. ESTIMATE OF NUMBER OF STEPCCHILD/STEPPARENT RELATION-  
SHIPS THAT HAVE BEEN ADJUDICATED AT POST DURING THE LAST  
YEAR UNDER SECTION 101(B)(I)(B) INA DEPENDENT UPON  
ESTABLISHMENT OF RELATIONSHIP OF ALLEGED NATURAL FATHER  
TO ILLEGITIMATE CHILD - 22 CFR 42.1, NOTE 2.3. NONE.

2. NATURE AND TYPE OF DOCUMENTARY EVIDENCE ACCEPTED IN  
THESE CASES. TO WHAT EXTENT DO CONSULAR OFFICERS REQUIRE  
LOCAL JUDICIAL OR ADMINISTRATIVE ADJUDICATION OF PATERNAL  
RELATIONSHIP IN THESE CASES? NOT APPLICABLE.  
LSUJ INSTANCES OF FRAUD ENCOUNTERED IN ADJUDICATION OF  
THESE CASES IN RELATION TO NUMBER OF CASES ADJUDICATED.  
NOT APPLICABLE.

4. BRIEF SUMMARY OF PROVISIONS OF LOCAL LAW UNDER WHICH  
A PATERNAL RELATIONSHIP TO AN ILLEGITIMATE CHILD CAN BE  
ESTABLISHED, INCLUDING JUDICIAL AND/OR ADMINISTRATIVE  
PROCESS. EXCLUDE ANY SUMMARY OF LEGITIMATION PROCEDURES  
WHICH WOULD BRING THE RELATIONSHIP WITHIN THE CONTEXT OF  
UNCLASSIFIED

UNCLASSIFIED

PAGE 02     BERN 03441 021340Z

SECTION 101(B)(I)(C).

ACCORDING TO SWISS LAW, FATHER OF ILLEGITIMATE CHILD MUST HAVE BEEN SINGLE OR UNMARRIED AT TIME OF CHILD'S BIRTH. IN ORDER TO LEGITIMIZE CHILD'S BIRTH, FATHER MUST PRESENT FOLLOWING TO CIVIL REGISTRARS OFFICE: A) PASSPORTV B) CERTIFICATE OF BIRTH; C) AFFIDAVIT CONCERNING MARITAL STATUS AT TIME OF CHILD'S BIRTH AND D) RESIDENCE PERMIT IF RESIDING IN SWITZERLAND. SWISS FATHER MUST HAVE "ZIVILSTANDAUSWEIS" (CERTIFICATE OF MARITAL STATUS) FROM COMMUNAL OR CITY OFFICIALS OF PLACE OF RESIDENCE AND RESIDENCE PERMIT.

5. DEPT WOULD APPRECIATE CONSULAR OFFICERS' SUGGESTIONS ON PROCEDURES BEST CALCULATED TO ESTABLISH PATERNITY UNDER LOCAL LAW WHICH WOULD MINIMIZE FRAUD WITHOUT IMPOSING ONEROUS BURDEN ON PARENTS.

FOLLOWING DOCUMENTS BEST CALCULATED TO ESTABLISH PATERNITY UNDER SWISS LAW: A) CERTIFICATE OF MARITAL STATUS OF FATHER; B) CERTIFICATE OF PATERNITY AND C) CHILD'S AMENDED BIRTH CERTIFICATE SHOWING NAME OF FATHER.  
DAVIS

UNCLASSIFIED

NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** n/a  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 02 AUG 1976  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** n/a  
**Disposition Approved on Date:**  
**Disposition Authority:** n/a  
**Disposition Case Number:** n/a  
**Disposition Comment:**  
**Disposition Date:** 01 JAN 1960  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1976BERN03441  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Film Number:** D760297-0354  
**From:** BERN  
**Handling Restrictions:** n/a  
**Image Path:**  
**ISecure:** 1  
**Legacy Key:** link1976/newtext/t19760897/aaaadhky.tel  
**Line Count:** 83  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Office:** ACTION VOE  
**Original Classification:** UNCLASSIFIED  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 2  
**Previous Channel Indicators:** n/a  
**Previous Classification:** n/a  
**Previous Handling Restrictions:** n/a  
**Reference:** 76 STATE 188437  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** morefirh  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 14 DEC 2004  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** WITHDRAWN <02 Apr 2004 by morefirh, INA>; RELEASED <14 DEC 2004 by SmithRJ>; APPROVED <14 DEC 2004 by morefirh>  
**Review Markings:**

Margaret P. Grafeld  
Declassified/Released  
US Department of State  
EO Systematic Review  
04 MAY 2006

**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** ILLEGITIMATE CHILDREN OF FATHERS UNDER SECTION 101(B)(I)(B)-22CFR 42.1, NOTE 2.3  
**TAGS:** CVIS, SZ  
**To:** STATE  
**Type:** TE  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006